

MINUTE ITEM  
This Calendar Item No. C14 was approved as  
Minute Item No. 14 by the California State Lands  
Commission by a vote of 3 to 0 at its  
8/24/06 meeting.

CALENDAR ITEM  
**C14**

A 4  
S 1

08/24/06  
PRC 8701 W 26146  
B. Terry

RECREATIONAL PIER LEASE

**APPLICANTS:**

Robert C. Midgley and Irene T. Midgley, Trustees of the Robert and Irene Midgley Family Revocable Trust, Established August 16, 1996, and Joseph Mazuryk and Martha Turchyn-Mazuryk, Trustees of the Joseph and Martha Mazuryk Revocable Trust Established September 18, 2003

**AREA, LAND TYPE, AND LOCATION:**

Sovereign lands in Lake Tahoe, Tahoe Vista, Placer County.

**AUTHORIZED USE:**

Use and maintenance of two existing mooring buoys as shown on the attached Exhibit A.

**LEASE TERM:**

Ten years, beginning August 1, 2006.

**CONSIDERATION:**

No monetary consideration pursuant to Public Resources Code section 6503.5.

**SPECIFIC LEASE PROVISIONS:**

Insurance:

Liability insurance in the amount of no less than \$300,000.

Other:

This lease is conditioned on the Applicants obtaining authorization from the Tahoe Regional Planning Agency (TRPA) for the two mooring buoys within two years after the adoption of the Lake Tahoe Shorezone Amendments-Draft Environmental Impact Statement (EIS) and approval of the ordinances based on the EIS.

**OTHER PERTINENT INFORMATION:**

1. Applicants own the upland adjoining the lease premises.

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2. The Applicants qualify for a Recreational Pier Lease because they are natural persons who have improved the littoral land with, and use the upland for a single-family dwelling. Applicants are now applying for a new Recreational Pier Lease for the retention of two existing mooring buoys.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(3).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905(c)(3).

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

**APPROVALS REQUIRED:**

Tahoe Regional Planning Agency

**EXHIBIT:**

A. Site and Location Map

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(3) AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(3).

**SIGNIFICANT LANDS INVENTORY FINDING:**

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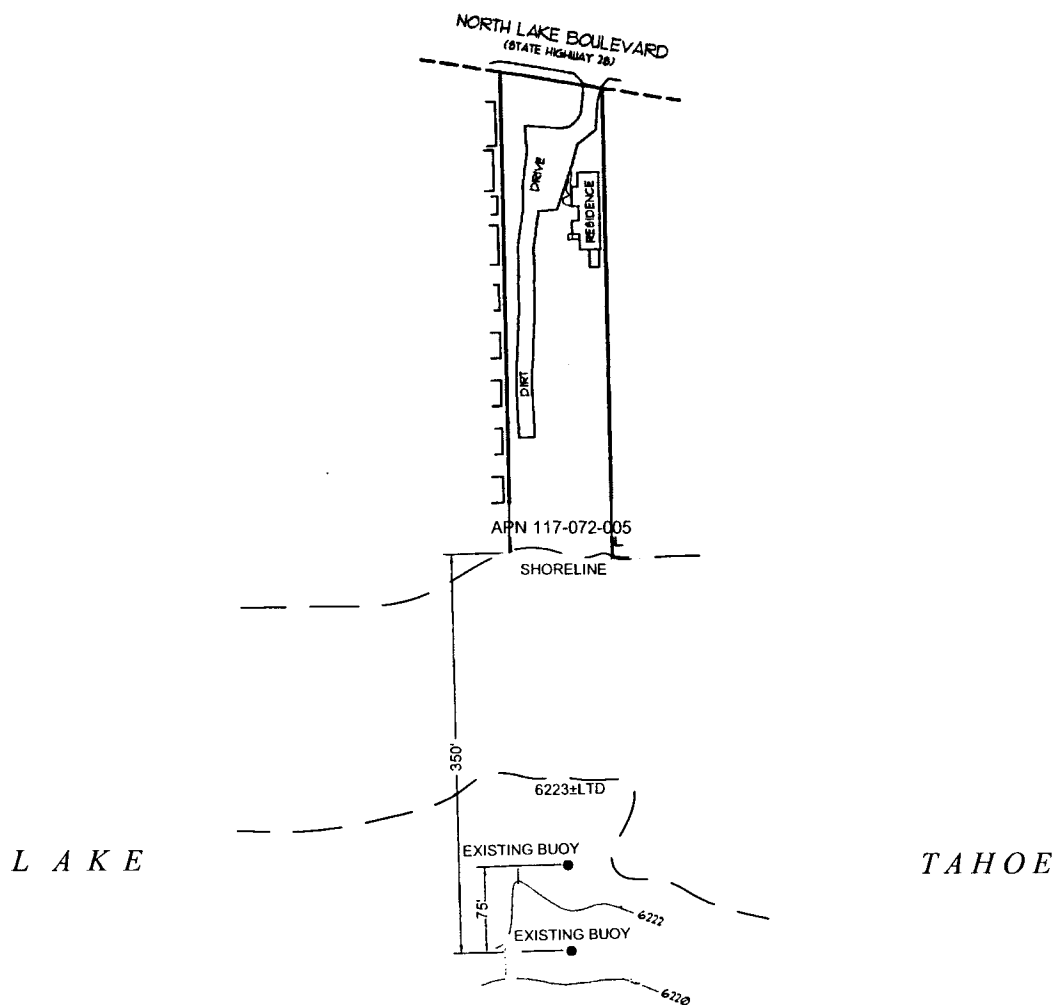
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

**AUTHORIZATION:**

AUTHORIZE ISSUANCE TO ROBERT C. MIDGLEY AND IRENE T. MIDGLEY, TRUSTEES OF THE ROBERT AND IRENE MIDGLEY FAMILY REVOCABLE TRUST, ESTABLISHED AUGUST 16, 1996, AND JOSEPH MAZURYK AND MARTHA TURCHYN-MAZURYK, TRUSTEES OF THE JOSEPH AND MARTHA MAZURYK REVOCABLE TRUST ESTABLISHED SEPTEMBER 18, 2003, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING AUGUST 1, 2006, FOR THE USE AND MAINTENANCE OF TWO EXISTING MOORING BUOYS AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

NO SCALE

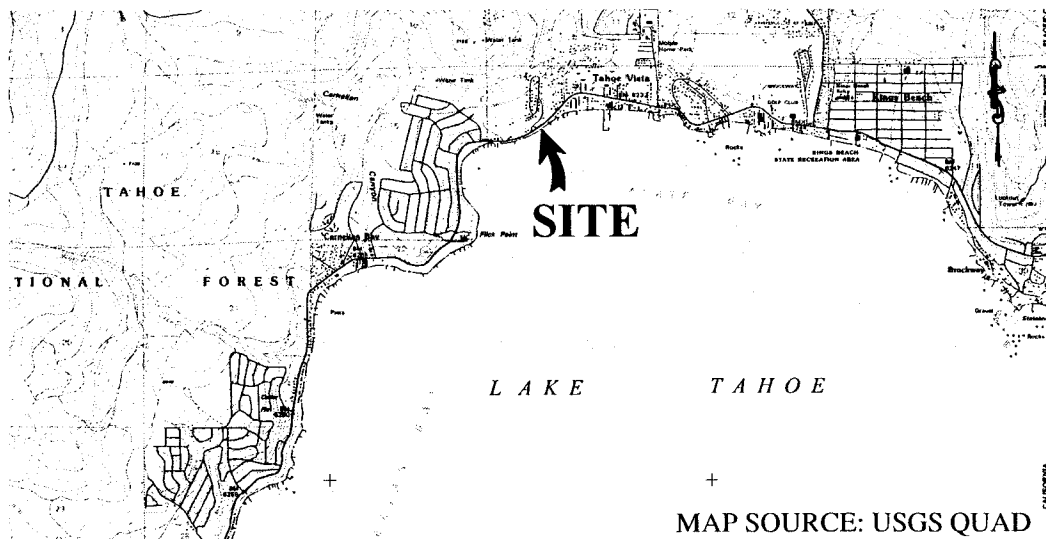
## SITE



6630 NORTH LAKE BLVD, NEAR TAHOE VISTA

NO SCALE

## LOCATION



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

CALENDAR PAGE

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## **Exhibit A**

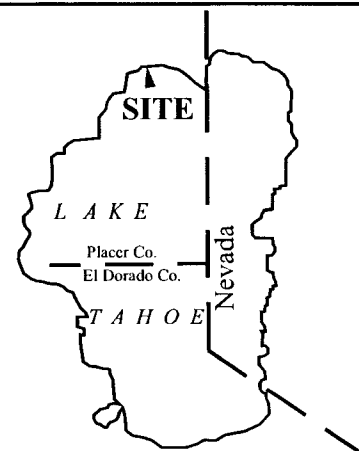
W 26146

MAZURYK/MIDGLEY

APN117-072-005

RECREATIONAL PIER LEASE

PLACER COUNTY



MJ 07/06